

AMENDMENTS TO LB 663

Introduced by Cudaback, 36

1           1. Strike the original sections and all amendments  
2 thereto and insert the following new sections:

3           Section 1. Section 60-101, Revised Statutes Supplement,  
4 2005, is amended to read:

5           60-101 Sections 60-101 to 60-197 and sections 6 to 11 and  
6 18 of this act shall be known and may be cited as the Motor Vehicle  
7 Certificate of Title Act.

8           Sec. 2. Section 60-117, Revised Statutes Supplement,  
9 2005, is amended to read:

10           60-117 Historical vehicle means a motor vehicle or  
11 trailer of any age which is essentially unaltered from the original  
12 manufacturer's specifications and, because of its significance, is  
13 being collected, preserved, restored, or maintained by a ~~hobbyist~~  
14 collector as a leisure pursuit. ~~This category includes vehicles~~  
15 ~~sometimes referred to by the classifications of antique, horseless~~  
16 ~~carriage, classic, or action era.~~

17           Sec. 3. Section 60-139, Revised Statutes Supplement,  
18 2005, is amended to read:

19           60-139 Except as provided in section 60-137 or 60-138 or  
20 section 6 of this act, no person shall sell or otherwise dispose of  
21 a vehicle without (1) delivering to the purchaser or transferee of  
22 such vehicle a certificate of title with such assignments thereon  
23 as may be necessary to show title in the purchaser and (2) having

1 affixed to the vehicle its vehicle identification number if it  
2 is not already affixed. No person shall bring into this state a  
3 vehicle for which a certificate of title is required in Nebraska,  
4 except for temporary use, without complying with the Motor Vehicle  
5 Certificate of Title Act.

6 No purchaser or transferee shall receive a certificate of  
7 title which does not contain such assignments as may be necessary  
8 to show title in the purchaser or transferee. Possession of a  
9 certificate of title which does not meet this requirement shall  
10 be prima facie evidence of a violation of this section, and such  
11 purchaser or transferee, upon conviction, shall be subject to the  
12 penalty provided by section 60-180.

13 Sec. 4. Section 60-140, Revised Statutes Supplement,  
14 2005, is amended to read:

15 60-140 Except as provided in section 60-164, no person  
16 acquiring a vehicle from the owner thereof, whether such owner  
17 is a manufacturer, importer, dealer, or otherwise, shall acquire  
18 any right, title, claim, or interest in or to such vehicle until  
19 the acquiring person has had delivered to him or her physical  
20 possession of such vehicle and (1) a certificate of title, or a  
21 duly executed manufacturer's or importer's certificate with such  
22 assignments as may be necessary to show title in the purchaser,  
23 or (2) an instrument in writing required by section 60-1417, or  
24 (3) an affidavit and notarized bill of sale as provided in section  
25 6 of this act. No waiver or estoppel shall operate in favor of  
26 such person against a person having physical possession of such  
27 vehicle and such ~~certificate of title, manufacturer's or importer's~~

1 ~~certificate, or instrument in writing required by section 60-1417~~  
2 documentation. No court in any case at law or in equity shall  
3 recognize the right, title, claim, or interest of any person in or  
4 to a vehicle, for which a certificate of title has been issued in  
5 Nebraska, sold, disposed of, mortgaged, or encumbered, unless there  
6 is compliance with this section.

7           Sec. 5. Section 60-142, Revised Statutes Supplement,  
8 2005, is amended to read:

9           60-142 ~~(1)~~ A collector who has assembled a vehicle  
10 meeting the specifications of a historical vehicle from parts  
11 obtained from a variety of different sources and at various  
12 different times shall be issued a historical vehicle title upon  
13 furnishing a bill or bills of sale for the major component parts,  
14 and in cases when that evidence by itself is deemed inadequate, by  
15 executing an affidavit in verification. To be considered adequate,  
16 the bills of sale shall be notarized, shall indicate the source  
17 of the major component part, and shall list the identification or  
18 serial numbers of each.

19           ~~(2)~~ The sale or trade and subsequent legal transfer of  
20 ownership of a historical vehicle or parts vehicle shall not be  
21 contingent upon any condition that would require the historical  
22 vehicle or parts vehicle to be in operating condition at the time  
23 of the sale or transfer of ownership.

24           Sec. 6. If the owner does not have a certificate of  
25 title for a vehicle which was manufactured prior to 1940 and which  
26 has not had any major component part replaced, the department  
27 shall search its records for evidence of issuance of a Nebraska

1 certificate of title for such vehicle at the request of the owner.  
2 If no certificate of title has been issued for such vehicle in  
3 the thirty-year period prior to application, the owner may transfer  
4 title to the vehicle by giving the transferee a notarized bill  
5 of sale, an affidavit in support of the application for title, a  
6 statement that an inspection has been conducted on the vehicle,  
7 and a statement from the department that no certificate of title  
8 has been issued for such vehicle in the thirty-year period prior  
9 to application. The transferee may apply for a certificate of  
10 title pursuant to section 60-149 by presenting the documentation  
11 described in this section in lieu of a certificate of title.

12           Sec. 7. If the owner does not have a certificate of title  
13 for a vehicle originally manufactured more than thirty years prior  
14 to application for a certificate of title and one or more major  
15 component parts have been replaced with one or more replacement  
16 parts that are essentially the same in design and material to  
17 that originally supplied by the manufacturer for the specific  
18 year, make, and model of the vehicle, the owner may apply for a  
19 certificate of title indicating that the year, make, and model of  
20 the vehicle is that originally designated by the manufacturer by  
21 presenting a notarized bill of sale for each major component part  
22 replaced, an affidavit in support of the application for title, a  
23 statement that an inspection has been conducted on the vehicle,  
24 a statement from a car club representative pursuant to section 8  
25 of this act, and a vehicle identification number as described in  
26 section 60-148.

27           Sec. 8. (1) For purposes of this section, car club

1 means an organization that has members with expertise in authentic  
2 vehicles and that has members with expertise in the restoration  
3 and preservation of specific makes and models of vehicles using  
4 replacement parts that are essentially the same in design and  
5 material to that originally supplied by the manufacturer for a  
6 specific year, make, and model of vehicle.

7 (2) To become a recognized car club, a car club shall  
8 apply to the department. For a car club to become recognized, it  
9 must be a nonprofit organization with established bylaws and at  
10 least twenty members. The applicant shall provide a copy of the  
11 bylaws and a membership list to the department. The department  
12 shall determine if a car club qualifies as a recognized car club.

13 (3) A member of a recognized car club may apply to  
14 the department to become a qualified car club representative.  
15 Each qualified car club representative shall be designated by  
16 the president or director of the local chapter of the recognized  
17 car club of which he or she is a member. The department may  
18 identify and maintain a list of qualified car club representatives.  
19 A qualified car club representative may apply to be placed on  
20 the list of qualified car club representatives by providing the  
21 department with his or her name, address, and telephone number, the  
22 name, address, and telephone number of the recognized car club he  
23 or she represents, a copy of the designation of the representative  
24 by the president or director of the local chapter of the recognized  
25 car club, and such other information as required by the department.  
26 The department shall place a qualified car club representative on  
27 the list upon receipt of a complete application and shall provide

1 each representative with information for inspection of vehicles and  
2 parts. The department shall distribute the list to county clerks  
3 and designated county officials.

4 (4) When a qualified car club representative inspects  
5 vehicles and replacement parts, he or she shall determine whether  
6 all major component parts used in the assembly of a vehicle are  
7 original or essentially the same in design and material to that  
8 originally supplied by the manufacturer for the specific year,  
9 make, and model of vehicle, including the appropriate engine, body  
10 material, body shape, and other requirements as prescribed by the  
11 department. After such inspection, the representative shall provide  
12 the owner with a statement which includes the findings of the  
13 inspection in the form prescribed by the department. No qualified  
14 car club representative may charge any fee for the inspection or  
15 the statement. No qualified car club representative may provide  
16 a statement for any vehicle owned by such representative or any  
17 member of his or her immediate family.

18 (5) The director may summarily remove a person from the  
19 list of qualified car club representatives upon written notice and  
20 for good cause shown. Such person may reapply for inclusion on the  
21 list upon presentation of suitable evidence satisfying the director  
22 that the cause for removal from the list has been corrected,  
23 eliminated, no longer exists, or will not affect or interfere with  
24 the person's judgment or qualifications for inspection of vehicles  
25 to determine whether or not any replacement parts are essentially  
26 the same in design and material to that originally supplied by the  
27 original manufacturer for the specific year, make, and model of

1 vehicle.

2 (6) The department may adopt and promulgate rules and  
3 regulations to carry out this section.

4 Sec. 9. The owner of (1) an assembled vehicle or (2)  
5 a vehicle which was manufactured or assembled more than thirty  
6 years prior to application for a certificate of title with one  
7 or more major component parts replaced by replacement parts, other  
8 than replacement parts that are essentially the same in design  
9 and material to that originally supplied by the manufacturer for  
10 the specific year, make, and model of vehicle, may apply for a  
11 certificate of title by presenting a certificate of title for  
12 one major component part, a notarized bill of sale for all other  
13 major component parts replaced, a statement that an inspection has  
14 been conducted on the vehicle, and a vehicle identification number  
15 as described in section 60-148. The certificate of title shall  
16 indicate the year of the vehicle as the year application for title  
17 was made and the make of the vehicle as assembled.

18 Sec. 10. The owner of a kit vehicle may apply for  
19 a certificate of title by presenting a manufacturer's statement  
20 of origin for the kit, a notarized bill of sale for all major  
21 component parts not in the kit, a statement that an inspection has  
22 been conducted on the vehicle, and a vehicle identification number  
23 as described in section 60-148. The certificate of title shall  
24 indicate the year of the vehicle as the year application for title  
25 was made and the make of the vehicle as assembled.

26 Sec. 11. An owner of a vehicle which has previously  
27 been issued a certificate of title as an assembled vehicle in

1 this state may have the vehicle inspected by a qualified car  
2 club representative for a determination of whether or not any  
3 modifications or replacement parts are essentially the same in  
4 design and material to that originally supplied by the manufacturer  
5 for the specific year, make, and model of vehicle and obtain a  
6 statement as provided in section 8 of this act. The owner may  
7 apply for a certificate of title indicating the year, make, and  
8 model of the vehicle by presenting the statement and an application  
9 for certificate of title to the department. After review of the  
10 application, the department shall issue the certificate of title  
11 to the owner if the vehicle meets the specifications provided in  
12 section 7 of this act.

13           Sec. 12. Section 60-143, Revised Statutes Supplement,  
14 2005, is amended to read:

15           60-143 Vehicles with modifications or deviations An  
16 owner of a vehicle with a modification or deviation from the  
17 original specifications may be permitted under the classification  
18 of historical vehicle if such modifications or deviations are to  
19 apply for a certificate of title under sections 6 to 8 of this  
20 act if such modification or deviation is of historic nature and  
21 characteristic of the approximate era to which the vehicle belongs  
22 essentially the same in design and material to that originally  
23 supplied by the manufacturer for vehicles of that era or if they  
24 the modification or deviation could be considered to be in the  
25 category of safety features. Safety-related modifications include  
26 hydraulic brakes, sealed-beam headlights, and occupant protection  
27 systems as defined in section 60-6,265. Accessories acceptable



1 ~~under such classification are~~ A modification or deviation involving  
2 accessories shall be limited to those accessories available in the  
3 era to which the vehicle belongs.

4           Sec. 13. Section 60-144, Revised Statutes Supplement,  
5 2005, is amended to read:

6           60-144 (1)(a) Except as provided in subdivisions (b),  
7 ~~and~~ (c), and (d) of this subsection, the county clerk or  
8 designated county official shall be responsible for issuing and  
9 filing certificates of title for vehicles, and each county shall  
10 issue and file such certificates of title using the vehicle titling  
11 and registration computer system prescribed by the department.  
12 Application for a certificate of title shall be made upon a form  
13 prescribed by the department. All applications shall be accompanied  
14 by the appropriate fee or fees.

15           (b) The department shall issue and file certificates  
16 of title for Nebraska-based fleet vehicles. Application for a  
17 certificate of title shall be made upon a form prescribed by  
18 the department. All applications shall be accompanied by the  
19 appropriate fee or fees.

20           (c) The department shall issue and file certificates of  
21 title for state-owned vehicles. Application for a certificate of  
22 title shall be made upon a form prescribed by the department. All  
23 applications shall be accompanied by the appropriate fee or fees.

24           (d) The department shall issue certificates of title  
25 pursuant to section 11 of this act. Application for a certificate  
26 of title shall be made upon a form prescribed by the department.  
27 All applications shall be accompanied by the appropriate fee or

1 fees.

2 (2) If the owner of an all-terrain vehicle or a minibike  
3 resides in Nebraska, the application shall be filed with the county  
4 clerk or designated county official of the county in which the  
5 owner resides.

6 (3) If a vehicle, other than an all-terrain vehicle or  
7 a minibike, has situs in Nebraska, the application shall be filed  
8 with the county clerk or designated county official of the county  
9 in which the vehicle has situs.

10 (4) If the owner of a vehicle is a nonresident, the  
11 application shall be filed in the county in which the transaction  
12 is consummated.

13 (5) The application shall be filed within thirty days  
14 after the delivery of the vehicle.

15 (6) All applicants registering a vehicle pursuant  
16 to section ~~60-356~~ 60-3,198 shall file the application for a  
17 certificate of title with the Division of Motor Carrier Services  
18 of the department. The division shall deliver the certificate to  
19 the applicant if there are no liens on the vehicle. If there are  
20 any liens on the vehicle, the division shall deliver or mail the  
21 certificate of title to the holder of the first lien on the day of  
22 issuance. All certificates of title issued by the division shall be  
23 issued in the manner prescribed for the county clerk or designated  
24 county official in section 60-152.

25 Sec. 14. Section 60-148, Revised Statutes Supplement,  
26 2005, is amended to read:

27 60-148 (1) Whenever a person applies for a certificate

1 of title for a vehicle, ~~the county clerk or designated county~~  
2 ~~official,~~ subject to the approval of the department, shall assign  
3 a distinguishing identification number to the vehicle ~~whenever such~~  
4 if the vehicle identification number is destroyed, obliterated,  
5 or missing. The owner of such a vehicle to which such number is  
6 assigned shall have such number affixed to such vehicle in a manner  
7 prescribed by the department as provided in subsection (2) of this  
8 section and sign an affidavit on a form prepared by the department  
9 that such number has been attached. Before the certificate of title  
10 for an assigned number is released to the applicant by the county  
11 clerk or designated county official, the applicant ~~must~~ shall also  
12 provide a statement that an ~~identification~~ inspection has been  
13 conducted. ~~pursuant to section 60-146.~~

14 (2) The department shall develop a metallic assigned  
15 vehicle identification number plate which can be permanently  
16 secured to a vehicle by rivets or a permanent sticker or  
17 other form of marking or identifying the vehicle with the  
18 distinguishing identification number as determined by the director.  
19 All distinguishing identification ~~number plates~~ numbers shall  
20 display contain seventeen characters in conformance with national  
21 standards. When the manufacturer's vehicle identification number  
22 is known, it shall be used by the department as the assigned  
23 number. In the case of an assembled all-terrain vehicle or  
24 minibike or assembled vehicle, the department shall use a  
25 distinguishing identification number. ~~The number shall include~~  
26 ~~seventeen positions, the last two being "NE".~~ The department  
27 shall, at the request of the county clerk or designated county

1 ~~official~~ upon application by an owner, provide the ~~county clerk or~~  
2 ~~designated county official~~ owner with a number plate or a permanent  
3 sticker or other form of marking or identification displaying a  
4 distinguishing identification number or the manufacturer's number.  
5 ~~provided by the county clerk or designated county official.~~

6 (3) Any vehicle to which a distinguishing identification  
7 number is assigned shall be titled under such distinguishing  
8 identification number when titling of the vehicle is required under  
9 the Motor Vehicle Certificate of Title Act.

10 Sec. 15. Section 60-149, Revised Statutes Supplement,  
11 2005, is amended to read:

12 60-149 ~~(1)~~ (1)(a) If a certificate of title has  
13 previously been issued for a vehicle in this state, the application  
14 for a new certificate of title shall be accompanied by the  
15 certificate of title duly assigned except as otherwise provided in  
16 the Motor Vehicle Certificate of Title Act.

17 (b) If a certificate of title has not previously been  
18 issued for the vehicle in this state or if a certificate of title  
19 is unavailable pursuant to subsection (4) of section 52-1801, the  
20 application shall be accompanied by:

21 (i) A a manufacturer's or importer's certificate; a

22 (ii) A duly certified copy thereof; ~~an~~

23 (iii) An affidavit by the owner affirming ownership in  
24 the case of an all-terrain vehicle or a minibike; a

25 (iv) A certificate of title from another state; ~~or a~~

26 (v) A court order issued by a court of record, a  
27 manufacturer's certificate of origin, or an assigned registration

1 certificate, if the law of the state from which the vehicle was  
2 brought into this state does not have a certificate of title law;  
3 or

4 (vi) Documentation prescribed in section 6, 7, 9, or 10  
5 of this act.

6 (c) If the application for a certificate of title in this  
7 state is accompanied by a valid certificate of title issued by  
8 another state which meets that state's requirements for transfer  
9 of ownership, then the application may be accepted by this state.  
10 ~~If the vehicle is a specially constructed vehicle, the application~~  
11 ~~shall be accompanied by a kit manufacturer's certificate of origin~~  
12 ~~and a bill of sale or manufacturer's certificates of origin and~~  
13 ~~bills of sale for all major component parts.~~

14 (d) If a certificate of title has not previously been  
15 issued for the vehicle in this state and the applicant is unable  
16 to provide such documentation, the applicant may apply for a bonded  
17 certificate of title as prescribed in section 60-167.

18 (2) For purposes of this section, certificate of title  
19 includes a salvage certificate, a salvage branded certificate of  
20 title, or any other document of ownership issued by another state  
21 or jurisdiction for a salvage vehicle. Only a salvage branded  
22 certificate of title shall be issued to any vehicle conveyed upon a  
23 salvage certificate, a salvage branded certificate of title, or any  
24 other document of ownership issued by another state or jurisdiction  
25 for a salvage vehicle.

26 (3) The county clerk or designated county official shall  
27 retain the evidence of title presented by the applicant and on

1 which the certificate of title is issued.

2           Sec. 16. Section 60-154, Revised Statutes Supplement,  
3 2005, is amended to read:

4           60-154 (1)(a) For each original certificate of title  
5 issued by a county for a motor vehicle or trailer, the fee shall  
6 be ten dollars. Three dollars and twenty-five cents shall be  
7 retained by the county. Four dollars shall be remitted to the  
8 State Treasurer for credit to the Department of Motor Vehicles Cash  
9 Fund. Two dollars shall be remitted to the State Treasurer for  
10 credit to the General Fund. Seventy-five cents shall be remitted  
11 to the State Treasurer for credit as follows: Twenty cents to a  
12 fund to be administered by the Consumer Protection Division of the  
13 Department of Justice at the direction of the Attorney General for  
14 the purposes of the investigation and prosecution of odometer and  
15 motor vehicle fraud and motor vehicle licensing violations which  
16 may be referred by the Nebraska Motor Vehicle Industry Licensing  
17 Board; forty-five cents to the Nebraska State Patrol Cash Fund; and  
18 ten cents to the Nebraska Motor Vehicle Industry Licensing Fund  
19 for the purpose of conducting preliminary investigations of motor  
20 vehicle licensing violations relating to odometer and motor vehicle  
21 fraud.

22           (b) For each original certificate of title issued by a  
23 county for an all-terrain vehicle or a minibike, the fee shall  
24 be ten dollars. Three dollars and twenty-five cents shall be  
25 retained by the county. Four dollars shall be remitted to the  
26 State Treasurer for credit to the Department of Motor Vehicles Cash  
27 Fund. Two dollars shall be remitted to the State Treasurer for

1 credit to the General Fund. Seventy-five cents shall be remitted  
2 to the State Treasurer for credit as follows: Twenty cents to a  
3 fund to be administered by the Consumer Protection Division of  
4 the Department of Justice at the direction of the Attorney General  
5 for the purposes of the investigation and prosecution of fraud and  
6 theft of all-terrain vehicles and minibikes; and fifty-five cents  
7 to the Nebraska State Patrol Cash Fund.

8 (2) For each original certificate of title issued by the  
9 department for a vehicle except as provided in section 18 of this  
10 act, the fee shall be ten dollars, which shall be remitted to the  
11 State Treasurer for credit to the Motor Carrier Division Cash Fund.

12 Sec. 17. Section 60-159, Revised Statutes Supplement,  
13 2005, is amended to read:

14 60-159 For each application for a metallic assigned  
15 vehicle identification number plate or other form of marking  
16 or identification under section 60-148, the fee shall be twenty  
17 dollars, which shall be remitted to the State Treasurer for credit  
18 to the Department of Motor Vehicles Cash Fund.

19 Sec. 18. For each certificate of title issued by the  
20 department under section 11 of this act, the fee shall be  
21 twenty-five dollars, which shall be remitted to the State Treasurer  
22 for credit to the Department of Motor Vehicles Cash Fund.

23 Sec. 19. Section 60-301, Revised Statutes Supplement,  
24 2005, is amended to read:

25 60-301 Sections 60-301 to 60-3,220 and sections 24 to 30  
26 of this act shall be known and may be cited as the Motor Vehicle  
27 Registration Act.

1           Sec. 20. Section 60-333, Revised Statutes Supplement,  
2   2005, is amended to read:

3           60-333 Historical vehicle means a motor vehicle or  
4   trailer of any age which is essentially unaltered from the original  
5   manufacturer's specifications and, because of its significance, is  
6   being collected, preserved, restored, or maintained by a collector  
7   as a leisure pursuit, ~~and includes motor vehicles or trailers~~  
8   ~~sometimes referred to by the classifications of antique, horseless~~  
9   ~~carriage, classic, or action era.~~

10          Sec. 21. Section 60-362, Revised Statutes Supplement,  
11   2005, is amended to read:

12          60-362 Unless otherwise expressly provided, no motor  
13   vehicle shall be operated or parked and no trailer shall be towed  
14   or parked on the highways of this state unless the motor vehicle  
15   or trailer is registered in accordance with the Motor Vehicle  
16   Registration Act. There shall be a rebuttable presumption that any  
17   motor vehicle or trailer stored and kept more than thirty days in  
18   the state is being operated, parked, or towed on the highways of  
19   this state, and such motor vehicle or trailer shall be registered  
20   in accordance with the act, from the date of title of the motor  
21   vehicle or trailer or, if no transfer in ownership of the motor  
22   vehicle or trailer has occurred, from the expiration of the last  
23   registration period for which the motor vehicle or trailer was  
24   registered. No motor vehicle or trailer shall be eligible for  
25   initial registration in this state, except a motor vehicle or  
26   trailer registered or eligible to be registered as part of a fleet  
27   of apportionable vehicles under section 60-3,198, unless ~~Chapter~~



1 ~~60-7 article 1-7~~ the Motor Vehicle Certificate of Title Act has been  
2 complied with insofar as the motor vehicle or trailer is concerned.

3 Sec. 22. Section 60-3,104, Revised Statutes Supplement,  
4 2005, is amended to read:

5 60-3,104 The department shall issue the following types  
6 of license plates:

7 (1) Amateur radio station license plates issued pursuant  
8 to section 60-3,126;

9 (2) Boat dealer license plates issued pursuant to section  
10 60-379;

11 (3) Bus license plates issued pursuant to section  
12 60-3,144;

13 (4) Commercial truck and truck-tractor license plates  
14 issued pursuant to section 60-3,147;

15 (5) Dealer or manufacturer license plates issued pursuant  
16 to sections 60-3,114 and 60-3,115;

17 (6) Disabled veteran license plates issued pursuant to  
18 section 60-3,124;

19 (7) Farm trailer license plates issued pursuant to  
20 section 60-3,151;

21 (8) Farm truck license plates issued pursuant to section  
22 60-3,146;

23 (9) Farm trucks with a gross weight of over sixteen tons  
24 license plates issued pursuant to section 60-3,146;

25 (10) Fertilizer trailer license plates issued pursuant to  
26 section 60-3,151;

27 (11) Film vehicle license plates issued pursuant to

1 section 60-383;

2 (12) Fleets of apportionable commercial vehicles license  
3 plates issued pursuant to section 60-3,203;

4 (13) Handicapped or disabled person license plates issued  
5 pursuant to section 60-3,113;

6 (14) Historical vehicle license plates issued pursuant to  
7 sections 60-3,130 to 60-3,134 and sections 24 to 30 of this act;

8 (15) Local truck license plates issued pursuant to  
9 section 60-3,145;

10 (16) Motor vehicle license plates for motor vehicles  
11 owned or operated by the state, counties, municipalities, or school  
12 districts issued pursuant to section 60-3,105;

13 (17) Motor vehicles exempt pursuant to section 60-3,107;

14 (18) Motorcycle license plates issued pursuant to section  
15 60-3,100;

16 (19) Nebraska Cornhusker Spirit Plates issued pursuant to  
17 sections 60-3,127 to 60-3,129;

18 (20) Nonresident owner thirty-day license plates issued  
19 pursuant to section 60-382;

20 (21) Passenger car having a seating capacity of ten  
21 persons or less and not used for hire issued pursuant to section  
22 60-3,100;

23 (22) Passenger car having a seating capacity of ten  
24 persons or less and used for hire issued pursuant to section  
25 60-3,100;

26 (23) Pearl Harbor license plates issued pursuant to  
27 section 60-3,122;

1                   (24) Personal-use dealer license plates issued pursuant  
2 to section 60-3,116;

3                   (25) Personalized message license plates for motor  
4 vehicles and cabin trailers, except commercial trucks registered  
5 for over ten tons gross weight, issued pursuant to sections  
6 60-3,118 to 60-3,121;

7                   (26) Prisoner-of-war license plates issued pursuant to  
8 section 60-3,123;

9                   (27) Purple Heart license plates issued pursuant to  
10 section 60-3,125;

11                   (28) Recreational vehicle license plates issued pursuant  
12 to section 60-3,151;

13                   (29) Repossession license plates issued pursuant to  
14 section 60-375;

15                   (30) Trailer license plates issued for trailers owned  
16 or operated by the state, counties, municipalities, or school  
17 districts issued pursuant to section 60-3,106;

18                   (31) Trailer license plates issued pursuant to section  
19 60-3,100;

20                   (32) Trailers exempt pursuant to section 60-3,108;

21                   (33) Transporter license plates issued pursuant to  
22 section 60-378;

23                   (34) Trucks or combinations of trucks, truck-tractors or  
24 trailers which are not for hire and engaged in soil and water  
25 conservation work and used for the purpose of transporting pipe and  
26 equipment exclusively used by such contractors for soil and water  
27 conservation construction license plates issued pursuant to section

1 60-3,149;

2 (35) Utility trailer license plates issued pursuant to  
3 section 60-3,151; and

4 (36) Well-boring apparatus and well-servicing equipment  
5 license plates issued pursuant to section 60-3,109.

6 Sec. 23. Section 60-3,130, Revised Statutes Supplement,  
7 2005, is amended to read:

8 60-3,130 ~~(1)~~ Any person who is the owner of a historical  
9 vehicle which is thirty or more years old at the time of  
10 making application for registration or transfer of title may upon  
11 application register the same as a historical vehicle upon payment  
12 of a fee of fifty dollars for each historical vehicle and be issued  
13 license plates of distinctive design in lieu of the usual license  
14 plates. Such plates, in addition to the registration number, shall  
15 display the words historical and Nebraska for identification. The  
16 registration shall be valid while the historical vehicle is owned  
17 by the applicant without the payment of any additional fee, tax, or  
18 license.

19 ~~(2)~~ In addition to the fee specified in subsection ~~(1)~~  
20 of this section, there shall be an initial processing fee of ten  
21 dollars to defray the costs of issuing the first license plate to  
22 each collector and to establish a distinct license plate number for  
23 each collector.

24 ~~(3)~~ (1) Except as provided in section 60-3,134, a person  
25 presenting a certificate of title issued pursuant to section 6 or 7  
26 of this act or a certificate of title indicating that the vehicle  
27 is thirty or more years old may apply for historical license plates

1 or may use license plates of the year of manufacture in lieu of  
2 regular license plates as provided in sections 60-3,130 to 60-3,134  
3 and sections 24 to 30 of this act.

4       (2) Each collector applying for ~~registration under this~~  
5 ~~section~~ such license plates, other than a nonprofit organization  
6 described in sections 21-608 and 21-609, must own and have  
7 registered one or more motor vehicles with regular license plates  
8 which he or she uses for regular transportation.

9       ~~(4)~~ A collector, upon selling or otherwise relinquishing  
10 ownership of a historical vehicle, may have its registration and  
11 license plate transferred to another historical vehicle of the  
12 same category in his or her possession upon payment of a fee of  
13 ~~twenty-five dollars.~~

14       ~~(5)~~ (3) A motor vehicle or trailer manufactured,  
15 assembled from a kit, or otherwise assembled as a reproduction  
16 or facsimile of a historical vehicle shall not be eligible for  
17 ~~registration under this section~~ historical license plates unless  
18 it has been in existence for thirty years or more. The age of  
19 the motor vehicle or trailer shall be calculated from the year  
20 reflected on the certificate of title.

21       ~~(6)~~ Collectors who, on August 24, 1975, have motor  
22 vehicles registered and licensed as antique vehicles shall be  
23 permitted to retain such registration and license if the collector  
24 submits an affidavit to the department sworn to by the antique  
25 vehicle owner that the antique vehicle is being collected,  
26 preserved, restored, and maintained as a hobby and not for the  
27 general use of the antique vehicle.

1           ~~(7)(a)~~ An owner of a historical vehicle eligible for  
2 registration under this section may use a license plate or plates  
3 issued by this state in the year corresponding to the model year  
4 date when the historical vehicle was manufactured in lieu of the  
5 license plates issued pursuant to subsection ~~(1)~~ of this section  
6 subject to the approval of the department. The department shall  
7 inspect the license plate or plates and may approve the license  
8 plate or plates if it is determined that the model year date  
9 license plate or plates are legible and serviceable and that the  
10 license plate numbers do not conflict with or duplicate other  
11 numbers assigned and in use. An original-issued license plate or  
12 plates that have been restored to original condition may be used  
13 when approved by the department.

14           ~~(b)~~ The department may consult with an organization of  
15 old car hobbyists in determining whether the date of the year of  
16 the license plate or plates to be used corresponds to the model  
17 year date when the historical vehicle was manufactured.

18           ~~(c)~~ If only one license plate is used on the historical  
19 vehicle, the license plate shall be placed on the rear of the  
20 vehicle. The owner of a historical vehicle may use only one plate  
21 on the historical vehicle even for years in which two license  
22 plates were issued for motor vehicles in general.

23           ~~(d)~~ In addition to the fees specified in subsections ~~(1)~~  
24 and ~~(2)~~ of this section, the department shall charge and collect a  
25 fee of twenty-five dollars for registration under this subsection.  
26 The registration shall be valid while the historical vehicle is  
27 owned by the applicant without the payment of any additional fee,

1 ~~tax, or license.~~

2 ~~(8) The department may adopt and promulgate rules and~~  
3 ~~regulations to implement this section.~~

4 ~~(9) The application for registration of a historical~~  
5 ~~vehicle shall be made on a form prescribed and issued by the~~  
6 ~~department. Such form shall contain a description of the historical~~  
7 ~~vehicle owned and sought to be registered, including the make, body~~  
8 ~~type, model, serial number, and year of manufacture. It shall also~~  
9 ~~include a description of any motor vehicle owned by the applicant~~  
10 ~~and registered by him or her with regular license plates and~~  
11 ~~used for regular transportation, which description shall include~~  
12 ~~make, body type, model, serial number, year of manufacture, and~~  
13 ~~the Nebraska license plate number assigned to the motor vehicle.~~  
14 ~~The application shall also include an affidavit sworn to by the~~  
15 ~~historical vehicle owner that the historical vehicle is being~~  
16 ~~collected, preserved, restored, and maintained by the applicant as~~  
17 ~~a hobby and not for the general use of the historical vehicle for~~  
18 ~~the same purposes and under the same circumstances as other motor~~  
19 ~~vehicles of the same type.~~

20 Sec. 24. The application under section 60-3,130 shall be  
21 made on a form prescribed and furnished by the department. The  
22 form shall contain (1) a description of the vehicle owned and  
23 sought to be registered, including the make, body type, model,  
24 vehicle identification number, and year of manufacture, (2) a  
25 description of any vehicle owned by the applicant and registered  
26 by him or her with regular license plates and used for regular  
27 transportation, which description shall include make, body type,

1 model, vehicle identification number, year of manufacture, and the  
2 Nebraska registration number assigned to the vehicle, and (3) an  
3 affidavit sworn to by the vehicle owner that the historical vehicle  
4 is being collected, preserved, restored, and maintained by the  
5 applicant as a hobby and not for the general use of the vehicle for  
6 the same purposes and under the same circumstances as other motor  
7 vehicles of the same type.

8       Sec. 25. (1) An initial processing fee of ten dollars  
9 shall be submitted with an application under section 60-3,130 to  
10 defray the costs of issuing the first plate to each collector and  
11 to establish a distinct identification number for each collector. A  
12 fee of fifty dollars for each vehicle so registered shall also be  
13 submitted with the application.

14       (2) For use of license plates as provided in section 27  
15 of this act, a fee of twenty-five dollars shall be submitted with  
16 the application in addition to the fees specified in subsection (1)  
17 of this section.

18       (3) The fees shall be remitted to the State Treasurer for  
19 credit to the Highway Trust Fund.

20       Sec. 26. The department shall design historical license  
21 plates with a distinctive design which, in addition to the  
22 identification number, includes the words historical and Nebraska  
23 for identification. The department may adopt and promulgate rules  
24 and regulations to implement sections 60-3,130 to 60-3,134 and  
25 sections 24 to 30 of this act.

26       Sec. 27. (1) An owner of a historical vehicle eligible  
27 for registration under section 60-3,130 may use a license plate



1 or plates designed by this state in the year corresponding to the  
2 model year when the vehicle was manufactured in lieu of the plates  
3 designed pursuant to section 26 of this act subject to the approval  
4 of the department. The department shall inspect the plate or plates  
5 and may approve the plate or plates if it is determined that the  
6 model-year license plate or plates are legible and serviceable and  
7 that the license plate numbers do not conflict with or duplicate  
8 other numbers assigned and in use. An original-issued license plate  
9 or plates that have been restored to original condition may be used  
10 when approved by the department.

11 (2) The department may consult with a recognized car club  
12 in determining whether the year of the license plate or plates  
13 to be used corresponds to the model year when the vehicle was  
14 manufactured.

15 (3) If only one license plate is used on the vehicle, the  
16 license plate shall be placed on the rear of the vehicle. The owner  
17 of a historical vehicle may use only one plate on the vehicle even  
18 for years in which two license plates were issued for vehicles in  
19 general.

20 Sec. 28. License plates issued or used pursuant to  
21 section 60-3,130 or section 27 of this act shall be valid while  
22 the vehicle is owned by the applicant without the payment of any  
23 additional fee, tax, or license.

24 Sec. 29. A collector, upon loss of possession of a  
25 historical vehicle registered pursuant to section 60-3,130, may  
26 have the registration and license plate transferred to another  
27 vehicle in his or her possession, which is eligible for such

1 registration, upon payment of a fee of twenty-five dollars. The fee  
2 shall be remitted to the State Treasurer for credit to the Highway  
3 Trust Fund.

4           Sec. 30. Collectors who, on August 24, 1975, had vehicles  
5 registered and licensed as historical vehicles shall be permitted  
6 to retain such registration and license if the collector submits an  
7 affidavit to the department sworn to by the vehicle owner that the  
8 vehicle is being collected, preserved, restored, and maintained as  
9 a hobby and not for the general use of the vehicle.

10           Sec. 31. Section 60-3,131, Revised Statutes Supplement,  
11 2005, is amended to read:

12           60-3,131 (1) Historical vehicles may be used for hobby  
13 pursuits but shall not be used for the same purposes and under the  
14 same conditions as other motor vehicles or trailers of the same  
15 type, and under ordinary circumstances, such historical vehicles  
16 shall not be used to transport passengers for hire. At special  
17 events that are sponsored or in which participation is by organized  
18 clubs, such historical vehicles may transport passengers for hire  
19 only if any money received is to be used for club activities or be  
20 donated to a charitable nonprofit organization.

21           (2) Trucks ~~of such classification~~ registered as  
22 historical vehicles may not haul material weighing more than one  
23 thousand pounds or be used regularly in a business or occupation  
24 in lieu of other motor vehicles or trailers with regular license  
25 plates.

26           (3) Any ~~such~~ historical vehicle shall not be used for  
27 business or occupation or regularly for transportation to and from

1 work, and may be driven on the public streets and roads only  
2 for servicing, test drives, public displays, parades, and related  
3 pleasure or hobby activities.

4 Sec. 32. Section 60-3,132, Revised Statutes Supplement,  
5 2005, is amended to read:

6 60-3,132 Subject to land-use regulations of a county  
7 or municipality, a collector may store any motor vehicles, ~~or~~  
8 trailers, or parts vehicles, licensed or unlicensed, operable  
9 or inoperable, on his or her property if such motor vehicles,  
10 trailers, and parts vehicles and any outdoor storage areas are  
11 maintained in such a manner that they do not constitute a health  
12 hazard, ~~and if the~~ motor vehicles, ~~or~~ trailers, and parts vehicles  
13 are located away from ordinary public view or are screened from  
14 ordinary public view by means of a fence, rapidly growing trees,  
15 shrubbery, opaque covering, or other appropriate means.

16 Sec. 33. Section 60-3,133, Revised Statutes Supplement,  
17 2005, is amended to read:

18 60-3,133 (1) Unless the presence of equipment  
19 specifically named by Nebraska law was a prior condition for  
20 legal sale within Nebraska at the time ~~the~~ a specific model of  
21 historical vehicle was manufactured for first use, the presence of  
22 such equipment shall not be required as a condition for ~~current~~  
23 legal use of any such model of historical vehicle as authorized  
24 in section 60-3,131.

25 (2) Any historical vehicle manufactured prior to the date  
26 emission controls were standard equipment on that particular make  
27 or model of historical vehicle is exempted from statutes requiring

1 the inspection and use of such emission controls.

2 (3) Any safety equipment that was manufactured as part  
3 of the historical vehicle's original equipment must be in proper  
4 operating condition.

5 Sec. 34. Section 60-3,175, Revised Statutes Supplement,  
6 2005, is amended to read:

7 60-3,175 It shall be unlawful to own or operate a motor  
8 vehicle or trailer with historical license plates in violation of  
9 section 60-3,130, 60-3,131, or 60-3,134. Upon ~~and upon~~ conviction  
10 of a violation of any provision of such sections, ~~such a~~ a person  
11 shall be guilty of a Class V misdemeanor.

12 Sec. 35. Original sections 60-101, 60-117, 60-139,  
13 60-140, 60-142 to 60-144, 60-148, 60-149, 60-154, 60-159, 60-301,  
14 60-333, 60-362, 60-3,104, 60-3,130 to 60-3,133, and 60-3,175,  
15 Revised Statutes Supplement, 2005, are repealed.